IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 841 OF 2006

1. Harpal Singh Avtarsingh
and Ors. ....Applicants.

V/s

The State (at the instance of
Nhavasheva Police Station) ....Respondent.

Mr. Milan Desai for the applicants.
Ms. S.D. Shinde, APP for the State.

CORAM: V.M. KANADE, J.

DATE: 6th March, 2006

P.C.

1. Heard the learned Counsel for the applicants and the learned APP for the State.

2. The applicants are arrested in connection with C.R. No. 143 of 2005 registered with Nhavasheva Police Station for the offence of rioting and murder. The applicants are drivers of trucks. There was some altercation between the applicant No.1 and driver of another truck. After the altercation was over, it is alleged that the driver and cleaner of the said truck came and assaulted the applicants. According to the FIR, the applicant No.1 assaulted the other driver with Tommy in his hands on his legs whereas one

Mangalsingh assaulted the deceased on his head with the Tommy as a result of which he died. A charge-sheet has been filed.

3. Considering the role attributed to the present applicants, in my view, this is a fit case for grant of bail. The applicant No.3 was also in hospital for ten days. The applicants, therefore, be released on bail in the sum of Rs 5000/- each with one or two sureties in the like amount each. The applicants shall report to Nhavasheva Police Station once in a week.

4. Application is accordingly disposed of in the above terms.

V.M. KANADE, J.